

Filed for intro on 02/16/95
House Bill _____
By _____

Senate No. SB1754
By Gilbert

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated Title 40, Chapter 17, Part 1, is amended by adding the following as a new section:

SECTION____.(a) In prosecutions of any crime involving domestic or family violence, evidence that the defendant committed other charged or uncharged domestic or family violence crimes, wrongs or acts either before or after the crime or crimes for which the defendant is being tried is admissible for the purpose of:

- (1) Showing the predisposition of the defendant to commit the crime or crimes for which the defendant is being tried; or
- (2) Proving the defendant's character in order to show action in conformity with the character trait.

(b) As used in this section, “domestic or family violence” means the occurrence of one or more of the following acts by a family member or household member, but does not include acts of self-defense:

(1) Attempting to cause or causing physical harm to another family or household member;

(2) Placing a family or household member in fear of physical harm; or

(3) Causing a family or household member to engage involuntarily in sexual activity by force, threat of force, or duress.

(c) As used in this section “family or household members” include:

(1) Adults or minors who are current or former spouses;

(2) Adults or minors who live together or who have lived together;

(3) Adults or minors who are dating or who have dated;

(4) Adults or minors who are engaged in or who have engaged in a sexual relationship;

(5) Adults or minors who are related by blood or adoption;

(6) Adults or minors who are related or formerly related by marriage;

(7) Persons who have a child in common; and

(8) Minor children of a person in a relationship that is described in subparts (1)-(7) of this subsection.

SECTION 2. This act shall take effect on July 1, 1995, the public welfare requiring it.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 17, Part 1, relative to the admissibility of certain evidence in prosecutions involving domestic or family violence.